IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FIRST APPEAL NO. 1948 OF 2003

ASHTA NAGAR PARISHAD .. APPELLANT.

V/s.

MAHARASHTRA STATE ELECTRICITY BOARD ..RESPONDENTS.
AND ANR.

Shri R.V. More i/by Pratap Patil for the Appellant.
Smr. A.R.S. Baxi for the Respondents.

CORAM : S.B.MHASE & D.B.BHOSALE,JJ.
DATE : APRIL 07, 2005.

P.C. :

1. Heard Shri R.V. More, learned counsel for the Appellant and Smt. A.R.S.Baxi, learned counsel for the Respondents.

2. The 'Consent Terms' have been submitted to this court signed by the Advocates for the parties. On behalf of the Appellant, Shri S.M. Pawar, Chief -Officer of the Municipal Council of Ashta, has signed the consent terms. It is reported at the bar that the Municipal Council has passed appropriate resolution, accepting the said consent terms and thereafter, Shri Pawar has signed the same. On behalf of the Respondent, Shri B.T. Mahale, who is Superintendent

Engineer (Commercial) of the Maharashtra State Electricity Board, Mumbai, has signed the said consent terms. Smt. Baxi and Shri Mahale have reported at the bar that Shri Mahale has been authorised by the M.S.E.B. to sign these consent terms.

3. We find that the consent terms have been arrived at voluntarily and in the interest of the respective institutions and therefore, we accept the said consent terms. Accordingly, the said Consent Terms are taken on record and are marked ‘X’ for identification.

4. In view of these "Consent Terms, the decree already passed is set aside and is substituted by a decree to be drawn in terms of these Consent Terms. The Registry is directed to prepare the decree in terms of the Consent Terms, filed by the parties today.

5. Ordered in terms of the said Consent Terms.

6. In view of the said Consent Terms, the Appeal stands disposed of.

(D.B.BHOSALE,J) **(S.B.MHASE,J)**

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